

Duval & Stachenfeld LLP
Attorneys for Defendants
Deutsche Bank Securities Inc.,
Pivot Master Trust, and
Camber Master Trust
By: Allan N. Taffet, Esq. (AT-5181)
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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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XETHANOL CORPORATION,	:	
	:	
	:	
Plaintiff,	:	
	:	
-against-	:	<u>NOTICE OF MOTION</u>
	:	
	:	07 Civ. 11161 (AKH)
DEUTSCHE BANK SECURITIES INC.,	:	
PIVOT MASTER TRUST and CAMBER	:	
MASTER TRUST,	:	
	:	
Defendants.	:	
-----	x	

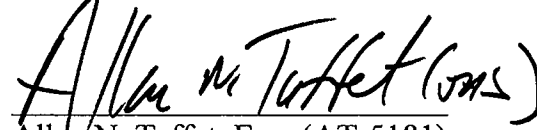
PLEASE TAKE NOTICE that, upon the accompanying memorandum of law, defendants Deutsche Bank Securities Inc. (“Deutsche Bank”), Pivot Master Trust (“Pivot”) and Camber Master Trust (“Camber”) will move this Court before the Honorable Alvin K. Hellerstein, at the United States Courthouse, 500 Pearl Street, New York, New York, on May 9, 2008, at 9:30 a.m., or as soon thereafter as counsel may be heard, for an order dismissing this action as against defendants pursuant to Rules 12(b)(6) and 9(b) of the Federal Rules of Civil Procedure and the Private Securities Litigation Reform Act of 1995, 15 U.S.C. § 78u-4(b), and for such other relief as the Court deems just and proper.

Dated: New York, New York
April 18, 2008

Respectfully submitted,

Duval & Stachenfeld LLP

By:

A handwritten signature in black ink, appearing to read "Allan N. Taffet (ons)".

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